



PATENT  
Docket No. 273012011120

**SUBSTITUTE COMBINED DECLARATION AND POWER OF ATTORNEY  
FOR UTILITY PATENT APPLICATION**

AS BELOW-NAMED INVENTORS, WE HEREBY DECLARE THAT:

Our residence, post office address, and citizenship are as stated below next to our names.

We believe we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled: IMMUNO-ADJUVANT PDT TREATMENT OF METASTATIC TUMORS, the specification of which is attached hereto unless the following box is checked:

☒ was filed on January 9, 2001 as United States Application Serial No. 09/756,687.

WE HEREBY STATE THAT WE HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

We acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

We hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Application No.	Country	Date of Filing (day/month/year)	Priority Claimed?
			<input type="checkbox"/> Yes <input type="checkbox"/> No

We hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Serial No.	Filing Date
60/130,519	April 23, 1999

We hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, we acknowledge the duty to disclose information which is material to

patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

Application Serial No.	Filing Date	Status
09/556,833	April 21, 2000	<input type="checkbox"/> Patented <input checked="" type="checkbox"/> Pending <input type="checkbox"/> Abandoned

We hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:


Laurie A. Axford (Reg No. 35,053)	Sanjay S. Bagade (Reg No. 42,280)
Joseph Barrera (Reg No. 44,522)	Erwin J. Basinski (Reg No. 34,773)
Shantanu Basu (Reg No. 43,318)	Richard R. Batt (Reg No. 43,485)
Frank P. Becking (Reg No. 42,309)	Vincent J. Belusko (Reg No. 30,820)
Kimberly A. Bolin (Reg No. 44,546)	Timothy J. Bortree (Reg No. 43,506)
Barry E. Bretschneider (Reg No. 28,055)	Tyler S. Brown (Reg No. 36,465)
Nicholas Buffinger (Reg No. 39,124)	Jingming Cai (Reg No. P-44,579)
Mark R. Carter (Reg No. 39,131)	Robert K. Cerpa (Reg No. 39,933)
Peng Chen (Reg No. 43,543)	Thomas Chuang (Reg No. P-44,616)
Thomas E. Ciotti (Reg No. 21,013)	Matthew M. D'Amore (Reg No. 42,457)
Raj S. Davé (Reg No. 42,465)	Stephen C. Durant (Reg No. 31,506)
Carolyn A. Favorito (Reg No. 39,183)	David L. Fehrman (Reg No. 28,600)
Hector Gallegos (Reg No. 40,614)	Debra J. Glaister (Reg No. 33,888)
Kenneth R. Glick (Reg No. 28,612)	Charles D. Holland (Reg No. 35,196)
Peter Hsieh (Reg No. P-44,780)	Madeline I. Johnston (Reg No. 36,174)
Richard D. Jordan (Reg No. 33,519)	Ararat Kapouytian (Reg No. 40,044)
Richard C. Kim (Reg No. 40,046)	Kawai Lau (Reg No. 44,461)
Rimas T. Lukas (Reg No. 46,451)	Lisa E. Marks (Reg No. 44,901)
Gladys H. Monroy (Reg No. 32,430)	Philip A. Morin (Reg No. P-45,926)
Kate H. Murashige (Reg No. 29,959)	Martin M. Noonan (Reg No. 44,264)
Catherine M. Polizzi (Reg No. 40,130)	William C. Revelos (Reg No. 42,101)
Paul J. Riley (Reg No. 38,596)	Robert Saltzberg (Reg No. 36,910)
Debra A. Shetka (Reg No. 33,309)	Terri Shieh-Newton (Reg No. P-47,081)
Rebecca Shortle (Reg No. P47,083)	Kevin R. Spivak (Reg No. 43,148)
Stanley H. Thompson (Reg No. 45,160)	E. Thomas Wheelock (Reg No. 28,825)
Todd W. Wight (Reg No. 45,218)	Thomas G. Wiseman (Reg No. 35,046)
Frank Wu (Reg No. 41,386)	David T. Yang (Reg No. 44,415)
George C. Yu (Reg No. 44,418)	Karen R. Zachow (Reg No. P-46,332)
Jimmy Zhang (Reg No. P-47,201)	


Please direct all communications to:


Kawai Lau  
Morrison & Foerster LLP  
3811 Valley Centre Drive  
Suite 500  
San Diego, California 92130-2332

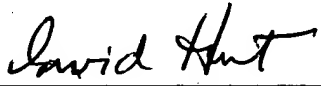
Please direct all telephone calls to Kawai Lau at (858) 720-5178.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

OCT. 9, 2001  
Date  
  
Name: Patrick Mark CURRY  
Residence: Vancouver, BC V5V 1R7 CANADA  
Citizenship: Canadian  
Post Office Address: 638 East 21st Avenue, Vancouver, BC, CANADA V5T 1R7

OCT. 6/2001  
Date  
  
Name: Anna M. RICHTER  
Residence: Vancouver, BC V6T 1X4 CANADA  
Citizenship: Canadian  
Post Office Address: PH1 - 5775 Toronto Road, Vancouver, BC, CANADA V6T 1X4

Oct 15, 2001  
Date  
  
Name: Julia G. LEVY  
Residence: Vancouver, BC V6J 4Z3 CANADA  
Citizenship: Canadian  
Post Office Address: #601-1490 Pennyfarthing Lane, Vancouver, BC, CANADA V6J 4Z3

Oct 11/2001  
Date  
  
Name: David W.C. HUNT  
Residence: White Rock, BC V4B 4W3 CANADA  
Citizenship: Canadian  
Post Office Address: 886 Habgood Street, White Rock, BC, CANADA V4B 4W3